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Express Mail No. EV335860025US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: James P. HEARN Confirmation No.: 5436
Serial No.: 10/073,133 Art Unit: 3732
Filed: February 13, 2002 Examiner: Michael B. Priddy
For: STERNUM FIXATION Attorney Docket No: 8932-292-999
DEVICE (708716-999291)

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT UNDER 37 C.F.R. § 1.121

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Responsive to the Office action dated December 30, 2003, and responsive to the Notice Of Non-Compliant Amendment dated April 21, 2004, enclosed herewith is a revised "Amendment To The Claims" section of Applicant's previously filed Amendment Under 37 C.F.R. § 1.115 ("Amendment") dated March 30, 2004. A complete listing of all claims ever presented, along with a status identifier for each claim in accordance with the requirements of 37 C.F.R. § 1.121, is submitted herewith.

Consideration of the Amendment, filed on March 30, 2004, is respectfully requested.

No fee is believed due with the filing of this response. However, should any fee be required, please charge such fee to Jones Day deposit account no. 503013. A copy of this sheet is enclosed for such purpose.

Respectfully submitted,

Date: May 12, 2004

54,390

(Reg. No.)

Brent P. Ray
For: Brian Rothery
Reg. No. 35,340

JONES DAY
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